

# Woolsey and Hill Fires

Emergency Management and Claim Submission 2018



# Purpose of the Presentation

- To inform the Board of Education
- To inform the public
- To clarify questions presented in a prior Board of Education meeting
- To clarify questions presented by a Board of Education member to the Ventura County Schools Self Funding Authority



# Liability and Insurance Services

- The Ventura County Schools Self Funding Authority (VCSSFA) provides property insurance coverage to all school districts in Ventura County, including the County Office of Education and five local Charter Schools.
- They provide a \$250M limit for all buildings/contents and have a self-insured retention limit of \$350K.
- The Hill/Woolsey Fires caused significant smoke damage to all school sites in CVUSD
  - Sites were tested by an industrial hygienist to determine the type of cleaning each site would need (i.e. surface cleaning or extensive cleaning).
  - The District made the decision to handle the surface cleaning in-house
  - The extensive cleaning was contracted out and paid directly by the VCSSFA (\$4.4m)
  - Upon completion of the cleaning, the industrial hygienist returned to test all cleaned sites for removal of soot and smoke.
- Total reported expenses incurred by the district were approximately \$587k
  - Payroll for overtime, cleaning supplies used by district staff to clean sites, personal protective equipment, fuel costs for vehicles used during cleanup, loss of child care revenue, loss of food and food sales and theft of tools.
  - Claim will be reviewed by VCSSFA and the District is expected to receive, minus payroll, recovery funds (FEMA TBD).



Description	Total
Payroll: Kitchen crew, cleaning crew and immediate management	
Regular Hours	\$208,527
Overtime	\$52,614
Cleaning supplies, masks and air filters	\$19,387
Fuel Costs: (vehicles used for cleanup ops 11/9 to 11/24)	\$3,346
Child Care & Wonder Preschool Revenues lost	\$196,155
Spoiled food and food revenue lost	\$82,581
Theft Loss: Tools	\$14,399





# Question

Does staff get paid during an emergency?



# Government Code 3100

*It is hereby declared that the protection of the health and safety and preservation of the lives and property of the people of the state from the effects of natural, man-made, or war-caused emergencies which result in conditions of disaster or extreme peril to life, property, and resources is of paramount state importance...in protection of its citizens and resources, all public employees are hereby declared to be disaster service workers...*

*All disaster service workers shall, before they enter upon the duties of their employment, take and subscribe to the oath or affirmation..*



# Board Policy 3516

School employees are considered disaster service workers and are subject to disaster service activities assigned to them. (Government Code 3100)







## Public Employee Disaster Service Worker Status

### California Government Code Section 3100-3109

*It is hereby declared that the protection of the health and safety and preservation of the lives and property of the people of the state from the effects of natural, man-made, or war-caused emergencies which result in conditions of disaster or extreme peril to life, property, and resources is of paramount state importance...in protection of its citizens and resources, all public employees are hereby declared to be disaster service workers...*

*All disaster service workers shall, before they enter upon the duties of their employment, take and subscribe to the oath or affirmation...*

#### What does disaster service mean?

Disaster service means all activities authorized by and carried out pursuant to the California Emergency Services Act\*.

#### Who is included in the disaster service worker status?

All public employees are included in the disaster service worker status which are all persons employed by any county, city, state agency or public district.

#### What are the scope of duties of employee disaster service workers?

Any public employees performing duties as a disaster service worker shall be considered to be acting within the scope of disaster service duties while assisting any unit of the organization or performing any act contributing to the protection of life or property or mitigating the affects of an emergency.

#### How are public employees assigned disaster service activities?

Public employees are assigned disaster service activities by their superiors or by law to assist the agency in carrying out its responsibilities during times of disaster.

#### What is the oath or affirmation referred to in the government code?

Before entering upon the duties of employment, all public employees take and subscribe to the oath or affirmation set forth in the California Constitution that declares them to be disaster service workers in time of need.

#### When do public employees take the oath or affirmation?

Most public employees sign the oath or affirmation during the hiring process and it is kept with the employer.

#### Do public employees acting as disaster service workers get paid?

Public employees acting as disaster service workers get paid only if they have taken and subscribed to the oath or affirmation.

#### Can disaster service workers be sued for actions taken while performing duties?

Public employee disaster service workers for non-profit organizations and government cannot be held liable for their actions during a disaster while acting within the scope of their responsibilities.

#### What if public employees are injured while acting as disaster service workers?

Claims sustained by public employees while performing disaster services shall be filed as worker compensation claims under the same authorities and guidelines as with all employees within their agency.

***As a public employee, you may be called upon to assist in the event of fire, flood, earthquake, or other natural or man-made disasters.***



\*California Emergency Services Act





# Question

Who and how was staff paid?



# Instructions Sent out on 11/26/2018

- **CERTIFICATED Employees:** If assigned to a long-term substitute assignment, assigned hours prior to the wildfires and scheduled to work through November 20, 2018, employees will be paid for the regular work hours assigned to work November 9 - 20, 2018.
- **CLASSIFIED Employees:** If assigned to a long-term substitute assignment prior to the wildfires and scheduled to work through November 20, 2018, employees will be paid for the regular work hours assigned to work November 9 - 20, 2018.
- **CERTIFICATED Exempt Employees:** If assigned to a regular, recurring exempt assignment, assigned hours prior to the wildfires and scheduled to work through November 20, 2018, employees will be paid for the regular work hours assigned to work November 9 - 20, 2018.
- **CLASSIFIED Exempt Employees:** If assigned to a regular, recurring exempt assignment prior to the wildfires and scheduled to work through November 20, 2018, employees will be paid for the regular work hours assigned to work November 9 - 20, 2018.
- **TIMESHEET INFORMATION:** Days that the District is closed due to this local emergency should be noted as “LE” on your timesheet. The deadline to submit November timesheets will be as usual, December 7th. December timesheets will be due on December 20th. Timesheets for fire related activities (planning, facilities, custodial) should be separate time sheets.





# Question

Who makes the decisions?



# Emergency Management

- The District follows a Standardized Emergency Management System (SEMS)
  - SEMS provides for a multiple level **emergency response** organization and is intended to structure and facilitate the flow of **emergency** information and resources within and between the organizational levels.
  - Emergency response agencies must operate within a clear and consistent organizational structure. Public agencies are increasingly required to manage the costs of emergencies more effectively with fewer resources. Many different agencies must work together effectively to protect lives, property, and the environment during disasters. SEMS facilitates priority setting, interagency cooperation, and the efficient flow of resources and information.
- The [California Emergency Services Act 2015 Edition](#) (ESA) requires SEMS for managing multiagency and multi-jurisdictional responses to emergencies in California
- State agencies are required to use SEMS and local government entities must use SEMS in order to be eligible for any reimbursement of response-related costs under the state's disaster assistance programs

